

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
ROANOKE DIVISION

JAN 21 2009

JOHN F. CORCORAN, CLERK
BY: *S. J. Taylor*
DEPUTY CLERK

ROBERT JASON MARTIN,
Plaintiff,

v.

RANDY MATHENA,
Defendant.

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Civil Action No. 7:08-cv-00573

FINAL ORDER

By: Hon. James C. Turk
Senior United States District Judge

In accordance with the accompanying memorandum opinion, it is now

ORDERED

that plaintiff's motion to amend is **GRANTED**; the plaintiff's amended complaint is
DISMISSED, pursuant to 28 U.S.C. 1915A(b)(1); and the case is **STRICKEN** from the active
docket of the court.

The Clerk is directed to send copies of this order and the accompanying memorandum
opinion to the plaintiff.

ENTER: This 21st day of January, 2009.

James C. Turk

Senior United States District Judge